

"FOR THE AMENDMENT TO THE CONSTITUTION OF THE STATE OF TEXAS AUTHORIZING THE LEGISLATURE TO PROVIDE FOR APPEALS DIRECT TO THE SUPREME COURT IN INSTANCES INVOLVING THE CONSTITUTIONALITY OF CERTAIN LAWS AND ORDERS." and those opposed shall write or have printed on their ballots the words:

"AGAINST THE AMENDMENT TO THE CONSTITUTION OF THE STATE OF TEXAS AUTHORIZING THE LEGISLATURE TO PROVIDE FOR APPEALS DIRECT TO THE SUPREME COURT IN INSTANCES INVOLVING THE CONSTITUTIONALITY OF CERTAIN LAWS AND ORDERS."

SEC. 3. The Governor of the State is hereby directed to issue the necessary proclamation for said election and have the same published as required by the Constitution and existing laws of the State.

SEC. 4. The sum of Ten Thousand (\$10,000.00) Dollars, or so much thereof as may be necessary, is hereby appropriated out of any funds in the Treasury of the State not otherwise appropriated, to pay the expenses of said publication and election.

[NOTE.—S. J. R. No. 4 was passed by the Senate April 4, 1939, by a vote of 25 yeas, 2 nays; by the House as amended, by a vote of 111 yeas, 1 nay; Senate requested appointment of a Conference Committee May 8, 1939; House adopted Conference Committee Report, May 18, 1939, by a vote of 123 yeas, 0 nays; Senate adopted Conference Committee Report May 23, 1939, by a vote of 28 yeas, 0 nays.]

Approved May 31, 1939.

To be voted on at election to be held November 5, 1940.

CHAPTER 2.

A RESOLUTION PROPOSING A CONSTITUTIONAL AMENDMENT TO AMEND SEC. 26, ART. IV SO AS TO PROVIDE THAT NOTARIES PUBLIC BE APPOINTED BY THE SECRETARY OF STATE.

S. J. R. No. 6.]

A Joint Resolution proposing an amendment to the Constitution of the State of Texas amending Section 26 of Article IV so as to provide that Notaries Public be appointed by the Secretary of State of the State of Texas; providing for the submission of this amendment to the voters of this State; and providing for the necessary appropriation to defray necessary expenses for the submission of this amendment.

Be it resolved by the Legislature of the State of Texas:

SECTION 1. That Section 26 of Article IV of the Constitution of the State of Texas be amended so that the same will hereafter read as follows:

"Section 26. (a) The Secretary of State shall appoint a convenient number of Notaries Public for each county who shall perform such duties as now are or may be prescribed by law. The qualifications of Notaries Public shall be prescribed by law.

(b) Nothing herein shall affect the terms of office of Notaries Public who have qualified for the present term prior to the taking effect of this amendment.

(c) Should the Legislature enact an enabling law hereto in anticipation of the adoption of this amendment, such law shall not be invalid by reason of its anticipatory character."

SEC. 2. The foregoing Constitutional Amendment shall be submitted to the qualified voters of the State of Texas at a special election to be held on the 5th day of November, 1940, at which election all voters favoring such proposed amendment shall write or have printed on their ballots the words:

"FOR AMENDMENT TO THE CONSTITUTION OF THE STATE OF TEXAS PROVIDING THAT NOTARIES PUBLIC BE APPOINTED BY THE SECRETARY OF STATE OF THE STATE OF TEXAS",

and those opposed shall write or have printed on their ballots the words:

"AGAINST AMENDMENT TO THE CONSTITUTION OF THE STATE OF TEXAS PROVIDING THAT NOTARIES PUBLIC BE APPOINTED BY THE SECRETARY OF STATE OF THE STATE OF TEXAS."

SEC. 3. The Governor of the State is hereby directed to issue the necessary proclamation for said election and have the same published as required by the Constitution and existing laws of the State.

SEC. 4. The sum of Ten Thousand (\$10,000.00) Dollars or so much thereof as may be necessary is hereby appropriated out of any funds in the Treasury of the State not otherwise appropriated to pay the expenses of said publication and election.

[NOTE.—S. J. R. No. 6 was passed by the Senate, February 21, 1939, by a vote of 27 yeas, 1 nay; by the House, March 9, 1939, as amended, by a vote of 113 yeas, 7 nays; Senate requested appointment of Conference Committee, March 10, 1939; House adopted Conference Committee Report by a vote of 104 yeas, 0 nays, June 1, 1939; Senate adopted Conference Committee Report by a vote of 27 yeas, 0 nays, June 2, 1939.]

Approved June 7, 1939.

To be voted on at election to be held November 5, 1940.